S.B.Cr.Misc. II Bail App. No.5118/2007
(Nimba Ram alias Dhalla Ram Vs. State)

Date of order : 11th October, 2007

HON'BLE MR.H.R.PANWAR, J.

Mr. B.S. Rathore for the petitioner.
Mr. Ashok Upadhyay, Public Prosecutor.
Mr. Mahendra Choudhary for complainant.

Heard learned counsel for the petitioner and the Public Prosecutor for the State assisted by learned counsel for the complainant. Perused the order impugned.

This is second bail application. Learned counsel for the petitioner as well as learned counsel for the complainant submit that the parties have compromised the matter and there is no fracture injury caused to the injured. Learned counsel for the complainant further submits that if the petitioner is granted bail, the complaint has no objection as after having compromised the matter no evidence adverse to the petitioner is likely to come.

Having regard to the fact and circumstances of the case and the fact that the parties have compromised the matter, therefore, without commenting on the merit of the case, I think it just and proper to enlarge the accused petitioner on bail.

Accordingly, this bail application filed under Sec. 439 Cr.P.C. is allowed and it is directed that petitioner Nimba Ram alias Dhalla Ram s/o Ranjeet Ram be released on bail in CR No.81/2007 P.S. Khedapa, District Jodhpur, provided he executes a personal bond for a sum of Rs.20,000/- with two sound and solvent sureties in the sum of Rs.10,000/- each to the satisfaction of learned trial court for his appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(H.R.PANWAR), J.

vij